IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

WEDNESDAY, THE 13TH JUNE 2007 / 23RD JYAISHTA 1929

Bail Appl..No. 3531 of 2007()

CRIME NO.80/2007 OF MULAVUKAD POLICE STATION

PETITIONERS/ACCUSED:

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1. THOMAS MANOJ, S/O.XAVIER, KURISINGAL (H)
   MULAVUKAD P.O., ERNAKULAM.

2. GILSON, S/O.THOMAS, KURISINGAL HOUSE,
   MULAVUKAD P.O., ERNAKULAM.

3. JIBIN, S/O.ANTONY, KURISINGAL HOUSE,
   MULAVUKAD P.O., ERNAKULAM.

4. LINTEN, S/O.JOSEPH,
   PALLIPARAMPIL HOUSE, MULAVUKAD P.O.,
   ERNAKULAM.

BY ADV. SRI.PRADEESH CHACKO

RESPONDENTS:

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1. STATE OF KERALA REPRESENTED BY PUBLIC
   PROSECUTOR, HIGH COURT OF KERALA, ERNAKULAM.

2. SUB INSPECTOR OF POLICE,
   MULAVUKAD POLICE STATION, MULAVUKAD
   ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V.RAMKUMAR, J

B.A.NO.3531 of 2007

Dated this the 13th day of June, 2007

ORDER

Petitioners who are accused in Crime No.80/2007 of Mulavukad Police Station for offences punishable under Sections 323, 324 and 308 read with Section 34 of the IPC seeks anticipatory bail.

2. Petitioners had earlier moved this court for the same reliefs by filing B.A.2729/2007 and this Court was not inclined to grant anticipatory bail to the petitioners. But instead, petitioners were directed to surrender before the investigating officer on any day between 22.5.2007 and 24.5.2007 for the purpose of interrogation and recovery of incriminating material, if any and thereafter their application for regular bail was directed to be considered by the Magistrate having jurisdiction. Admittedly, the petitioners have not surrendered before the investigating officer as directed.

3. After hearing both sides, I am inclined to permit the petitioners to surrender before the investigating officer on or before 19.6.2007. In case the petitioners surrender before the investigating officer within the extended time, they shall be deemed to have complied with the conditions in the order dated 15.5.2007 in B.A.2729/2007.

The application is disposed of.

V.RAMKUMAR, JUDGE

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